

UNITED STATES DISTRICT COURT
DISTRICT OF PUERTO RICO

WANDA TORRES RIVERA,

Plaintiff,

v.

FERRERO CARIBE, et al.,

Defendants.

Civil No. 07-2095 (JAF)

O R D E R

____Defendants Ferrero Mexico, Ross de Luca, Anna de Luca, the conjugal partnership of Ross and Anna de Luca, and Barbara Boschiero move to dismiss the present complaint against them because Plaintiff Wanda Torres Rivera has failed to serve them with a summons and complaint, in violation of Federal Rule of Civil Procedure 4(m). Docket No. 20.

Rule 4(m) requires that process be perfected within 120 days of the filing of a complaint. Fed. R. Civ. P. 4(m). Plaintiff filed her complaint on November 16, 2007. Docket No. 1. Plaintiff properly served process upon Defendant Ferrero Caribe on March 24, 2008. See Docket No. 5. However, Plaintiff's service upon the moving Defendants was improper. After affording Plaintiff a reasonable opportunity to perfect service, we quashed Plaintiff's service of process on the moving Defendants on June 13, 2008. Docket No. 14. To date, Plaintiff has not shown good cause for her failure to serve process on the moving Defendants, nor has she responded to the present motion to dismiss.

